

UNITED STATES DISTRICT COURT
for the
Western District of Arkansas

United States of America)
v.)
Chucky L. Wanton) Case No: <u>2:05CR20058-001</u>
Date of Previous Judgment: <u>September 25, 2006</u>) USM No: <u>07527-010</u>
(Use Date of Last Amended Judgment if Applicable)) <u>pro se</u>
) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level:	<u>33</u>	Amended Offense Level:	<u>33</u>
Criminal History Category:	<u>1</u>	Criminal History Category:	<u>1</u>
Previous Guideline Range:	<u>135</u> to <u>168</u> months	Amended Guideline Range:	<u>135</u> to <u>168</u> months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain): _____

III. ADDITIONAL COMMENTS

Defendant's offense was determined to involve 52.22 kilograms of cocaine base, in excess of 4.5 kilograms, which causes his adjusted base offense level to remain at 38.

Except as provided above, all provisions of the judgment dated 09/25/2006 shall remain in effect.

IT IS SO ORDERED.

Order Date: <u>March 24, 2008</u>		Judge's signature
U. S. DISTRICT COURT WESTERN DISTRICT ARKANSAS FILED		
Effective Date: _____ (if different from order date)	<u>MAR 24 2008</u>	Honorable Robert T. Dawson, U.S. District Judge Printed name and title
CHRIS R. JOHNSON, CLERK		
BY	DEPUTY CLERK	